

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

SAMUEL TITUS MBAT-ESSIEN,  
Petitioner,  
v.  
W.Z. JENKINS, II, Warden,  
Respondent.

Case No. 2:23-cv-01306-MWF-PD  
**ORDER ACCEPTING REPORT  
AND RECOMMENDATION OF  
UNITED STATES  
MAGISTRATE JUDGE**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the records on file, and the Report and Recommendation of United States Magistrate Judge. Petitioner filed objections to the Report and Recommendation (Docket No. 13).

The Court reviewed the objections and engaged in a *de novo* review of those portions of the report to which Petitioner has objected. The objections are not wild – they address the central conclusion of the Report and Recommendation that Petitioner failed to engage in the required exhaustion. Nonetheless, the objections do not persuade this Court that the Magistrate Judge was incorrect. The Court therefore accepts the Magistrate Judge's Report and adopts it as its own findings and conclusions.

Accordingly, the Petition is dismissed without prejudice. Judgment shall be so entered.

IT IS SO ORDERED.

Dated: June 28, 2023

  
Michael W. Fitzgerald

MICHAEL W. FITZGERALD  
United States District Judge